

3736

RECEIVED

AUG 7 2001

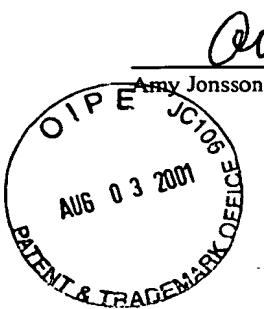
TECHNOLOGY CENTER R3700

Attorney Docket No. RXSD 1003-1

L.P./K  
8-7-01  
#3/IDS

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231, on 1 August 2001.



Amy Jonsson

1 August 2001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 Inventor(s): MENZEL et al )  
 Application No.: 09/830,480 )  
 Filed: 26 April 2001 )  
 Title: Internet Based Hearing Assessment Methods )

)  
 )  
 ) Art Unit: 3736  
 )  
 ) Examiner: Unassigned  
 )  
 )  
 )

Commissioner of Patents  
 Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(e)(1)

Listed on attached Form PTO-1449 is information known to applicant. A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicant respectfully requests that the listed information be considered by the Examiner and be made of record in the above-identified application. The Examiner is requested to initial the enclosed form PTO-1449 return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

The material disclosed herein consists of printouts of web pages, the dates of publication of which are not known, except as stated below:

Hearingtest.com: Web site providing a survey type hearing assessment test and a telephone supported test, date of first publication unknown, however it is believed to have been on line at least as early as October 2000. We believe that the URL registration date is 17 October 1996.

Didyouhear.me.com: Web site providing an internet based hearing test, date of first publication unknown, however it is believed to have been on line at least as early as 1 July 2000. We believe that the URL registration date is 21 April 2000.

Handtronix.com: Web site providing an internet based hearing test, date of first publication unknown, however it is believed to have been on line at least as early as 1 January 2000. We believe that the URL registration date is 17 October 1996.

Freehearingtest.com: Web site providing an internet based hearing test, date of first publication unknown, but is believed to have been live on or about 1 December 2000. We believe that the URL registration date is 4 December 2000.

Audiainc.com (also, hearingrx.com): Web site providing an internet based hearing test, date of first publication unknown but is believed to have been as early as 1 April 2001. We believe that the URL registration date is 18 December 1999 for audiainc.com and 26 January 2000 for hearingrx.com.

Nigelworks.com: Web site providing an internet based hearing test, date of first publication unknown. We believe that the URL registration date is 18 July 1999.

Onlinehearing.com: Web site providing an internet based hearing test, date of first publication unknown but is believed to be as early as 1 May 2000. We believe that the URL registration date is 1 October 1998.

Weinstein.cncfamily.com: Web site providing an internet based hearing test, date of first publication unknown.

Songbirdhearing.com: Web site providing a survey type hearing assessment test, date of first publication unknown.

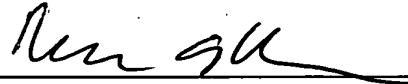
Application No. 09/830,480

Audiologyawareness.com: Web site providing survey type hearing assessment tests, date of first publication unknown. We believe that the URL registration date is 24 November 1997.

— *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of \$ -0- and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0869 (Docket No. RXSD 1003-1). A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: 1 August 2001

By: 

Mark A. Haynes  
Reg. No. 30,846

HAYNES BEFFEL & WOLFELD LLP  
PO Box 366  
Half Moon Bay, CA 94019  
(650) 712-0340 (phone)  
(650) 712-0263 (fax)



TECHNOLOGY CENTER 2730

AUG

2001

RECEIVED

SHEET 1 OF 1

INFORMATION DISCLOSURE CITATION  PTO-1449		ATTY. DOCKET NO. RXSD 1003-1		SERIAL NO. 09/830,480			
		APPLICANT: Menzel et al.		RECEIVED			
		FILING DATE: 26 APRIL 2001		GROUP: 3736			
FOREIGN PATENT DOCUMENTS							
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WP152737A1	26/7/01	PCT				
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
	Hearingtest.com: Web site providing a survey type hearing assessment test and a telephone supported test, date of first publication unknown, however it is believed to have been on line at least as early as October 2000. We believe that the URL registration date is 17 October 1996.						
	Didyouhear.me.com: Web site providing an internet based hearing test, date of first publication unknown, however it is believed to have been on line at least as early as 1 July 2000. We believe that the URL registration date is 21 April 2000.						
	Handtronix.com: Web site providing an internet based hearing test, date of first publication unknown, however it is believed to have been on line at least as early as 1 January 2000. We believe that the URL registration date is 17 October 1996.						
	Freehearingtest.com: Web site providing an internet based hearing test, date of first publication unknown, but is believed to have been live on or about 1 December 2000. We believe that the URL registration date is 4 December 2000.						
	Audiainc.com (also, hearingrx.com): Web site providing an internet based hearing test, date of first publication unknown but is believed to have been as early as 1 April 2001. We believe that the URL registration date is 18 December 1999 for audiainc.com and 26 January 2000 for hearingrx.com.						
	Nigelworks.com: Web site providing an internet based hearing test, date of first publication unknown. We believe that the URL registration date is 18 July 1999.						
	Onlinehearing.com: Web site providing an internet based hearing test, date of first publication unknown but is believed to be as early as 1 May 2000. We believe that the URL registration date is 1 October 1998.						
	Songbirdhearing.com: Web site providing a survey type hearing assessment test, date of first publication unknown.						
	Weinstein.cncfamily.com: Web site providing an internet based hearing test, date of first publication unknown.						
	Audiologyawareness.com: Web site providing survey type hearing assessment tests, date of first publication unknown. We believe that the URL registration date is 24 November 1997.						
EXAMINER		DATE CONSIDERED					

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.